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4 ROBERT GARDNER,
5 Plaintiff,
6 v.
7 JOHN DOE,
8 Defendant.

9 Case No. [24-cv-06808-WHO](#) (PR)
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13 **ORDER OF DISMISSAL**
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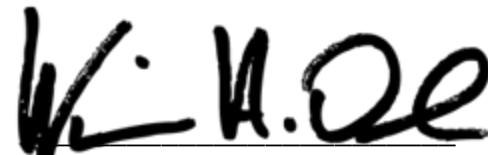
18 Plaintiff Robert Gardner has not responded to the Clerk's Notices to file a
19 complaint and a motion to proceed in forma pauperis (or pay the filing fee), which were
20 sent to him after he sent the Court a letter. Accordingly, this federal civil rights action is
21 DISMISSED (without prejudice) for failing to comply with the Clerk's Notices and for
22 failing to prosecute, *see* Federal Rule of Civil Procedure 41(b).

23 Because this dismissal is without prejudice, Gardner may move to reopen. Any
24 such motion must (i) have the words MOTION TO REOPEN written on the first page;
25 (ii) contain a complaint on this Court's form; and (iii) contain a complete application to
26 proceed in forma pauperis or full payment for the \$402.00 filing fee.

27 The Clerk shall enter judgment in favor of defendant, and close the file.

28 **IT IS SO ORDERED.**

Dated: November 15, 2024


WILLIAM H. ORRICK
United States District Judge